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Co-Counsel to the Ad Hoc Committee of Governmental and Other Contingent Litigation Claimants

## UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

Debtors<sup>1</sup>. : (Jointly Administered)

THIRTY FIFTH MONTHLY FEE STATEMENT OF OTTERBOURG P.C. FOR ALLOWANCE OF COMPENSATION FOR SERVICES RENDERED AND REIMBURSEMENT OF EXPENSES INCURRED AS CO-COUNSEL OF THE AD HOC COMMITTEE'S PROFESSIONALS FOR THE PERIOD OF AUGUST 1, 2022 THROUGH AND INCLUDING AUGUST 31, 2022

Name of Applicant:	Otterbourg P.C.
Applicant's Role in Case:	Co-Counsel to the Ad Hoc Committee of Governmental and Other Contingent Litigation Claimants
Date of Order Approving Debtors' Payment of Fees and Expenses of Applicant:	December 2, 2019, [dkt. no. 553]

<sup>&</sup>lt;sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's registration number in the applicable jurisdiction, are as follows: Purdue Pharma L.P. (7484), Purdue Pharma Inc. (7486), Purdue Transdermal Technologies L.P. (1868), Purdue Pharma Manufacturing L.P. (3821), Purdue Pharmaceuticals L.P. (0034), Imbrium Therapeutics L.P. (8810), Adlon Therapeutics L.P. (6745), Greenfield BioVentures L.P. (6150), Seven Seas Hill Corp. (4591), Ophir Green Corp. (4594), Purdue Pharma of Puerto Rico (3925), Avrio Health L.P. (4140), Purdue Pharmaceutical Products L.P. (3902), Purdue Neuroscience Company (4712), Nayatt Cove Lifescience Inc. (7805), Button Land L.P. (7502), Rhodes Associates L.P. (N/A), Paul Land Inc. (7425), Quidnick Land L.P. (7584), Rhodes Pharmaceuticals L.P. (6166), Rhodes Technologies (7143), UDF L.P. (0495), SVC Pharma L.P. (5717) and SVC Pharma Inc. (4014). The Debtors' corporate headquarters is located at One Stamford Forum, 201 Tresser Boulevard, Stamford, CT 06901.

Period for Which Compensation is Sought:	August 1, 2022 – August 31, 2022
Total Amount of Fees Incurred:	\$9,374.50
Total Fees Requested (80%):	\$7,499.60
Total Reimbursement of Expenses Incurred:	\$0.00
Total Reimbursement of Expenses Requested (100%):	\$0.00
Total compensation and Reimbursement Requested in this Statement:	\$7,499.60
This is Applicant's:	Thirty Fifth Monthly Fee Statement

Pursuant to the Order Authorizing the Debtors to Assume the Reimbursement Agreement and Pay the Fees and Expenses of the Ad Hoc Committee's Professionals, dated December 2, 2019 [Dkt. No. 553] (the "Fee Assumption Order"), and the Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Retained Professionals, dated December 21, 2019 [Dkt. No. 529] (the "Interim Compensation Order"), Otterbourg P.C. (the "Applicant"), Co-Counsel to the Ad Hoc Committee of Governmental and Other Contingent Litigation Claimants in the above-captioned case, hereby submits this Thirty Fifth Monthly Fee Statement (the "Fee Statement") for the period of August 1, 2022 through and including August 31, 2022 (the "Statement Period").

#### <u>Itemization of Services Rendered and Disbursements Incurred</u>

1. Annexed hereto as **Exhibit A** is a chart of the aggregate number of hours expended and fees incurred by professionals and paraprofessionals during the Statement Period with respect to each of the project categories. As reflected in Exhibit A, Applicant incurred \$9,374.50 in fees during the Statement Period. Pursuant to this Fee Statement, Applicant seeks reimbursement for 80% of such fees, totaling \$7,499.60.

- 2. Annexed hereto as **Exhibit B** is a chart of Applicant's professionals and paraprofessionals, including the standard hourly rate for each attorney and paraprofessional who rendered services in connection with these chapter 11 cases during the Statement Period and the title, hourly rate, aggregate hours worked and the amount of fees earned by each professional. The blended hourly billing rate of attorneys for all services provided during the Statement Period is \$1,055.38<sup>2</sup>. The Blended hourly rate of all paraprofessionals is \$345.00<sup>3</sup>. A copy of the computer-generated time entries reflecting the time recorded, organized in project billing categories by Applicant is attached hereto as **Exhibit C**.
- 3. Applicant, to the best of its knowledge, has not included any fees in connection with or relating to the allocation of value among the Debtors' creditors.

#### **Notice**

4. Applicant will provide notice of this Fee Statement in accordance with the Interim Compensation Order.

WHEREFORE, Applicant, in connection with services rendered as co-counsel to the ad hoc committee of governmental and other contingent litigation claimants, respectfully requests (i) compensation in the amount of \$7,499.60, which is equal to 80% of the total amount of reasonable compensation for actual, necessary legal services that Applicant incurred in connection with such services during the Statement Period (*i.e.*, \$9,374.50).

The blended hourly billing rate of \$1,055.38 is derived by dividing the total fees for attorneys of \$8,443.00 by the total hours of 8.0.

The Blended hourly billing rate of \$345.00 for paraprofessionals is similarly derived by dividing the total fees for paraprofessionals of \$931.50 by the total hours of 2.7.

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Dated: October 17, 2022 New York, New York

#### OTTERBOURG P.C.

By: /s/ Melanie L. Cyganowski
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Jennifer S. Feeney, Esq.

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Co-Counsel to the Ad Hoc Committee of Governmental and Other Contingent Litigation Claimants

### **EXHIBIT A**

**Fees By Project Category** 

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# SUMMARY OF COMPENSATION BY PROJECT CODE FOR THE STATEMENT PERIOD

Project Code	Project Category	Total Hours	Total Fees
PU04	Case Administration	.2	\$69.00
PU06	Employment and Fee Applications	1.0	\$583.00
PU08	Litigation: Contested Matters, Adversary	3.8	\$2,832.50
PU09	Meetings and Communications w/ AHC	5.7	\$5,890.00
	TOTALS:	10.7	\$9,374.50

### **EXHIBIT B**

**Professional and Paraprofessional Fees** 

# SUMMARY OF HOURS BILLED BY PROFESSIONALS AND PARAPROFESSIONALS FOR THE STATEMENT PERIOD

Professional	Year Admitted	Rate Per Hour	No. of Hrs.	Total Compensation
Melanie L. Cyganowski ("MLC") Partner	1982	\$1470.00	3.1	\$4,557.00
Jennifer S. Feeney ("JSF") Partner	1998	\$940.00	1.9	\$1,786.00
Robert C. Yan ("RCY") Associate	2002	\$700.00	3.0	\$2,100.00
Jessica K. Hildebrandt ("JKH") Paralegal	N/A	\$345.00	2.7	\$931.50
	TOTAL		10.7	\$9,374.50

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### **EXHIBIT C**

**Time Detail** 

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### OTTERBOURG P.C.

#### 230 PARK AVENUE NEW YORK, NY 10169-0075

October 11, 2022

BILL NO. 226336

Client/Matter No.: 20186/0002 Matter Name: CHAPTER 11

Billing Partner: RL STEHL

For Services Rendered Through August 31, 2022:

Phase: PU04		CASE AD	MINISTRATION
DATE ATTORNEY	DESCRIPTION	HOURS	AMOUNT
08/03/22 JKH	Diary & Docket Calendar upcoming omnibus hearings	.20	69.00
TOTAL PHAS	SE PU04	.20	\$69.00
Phase: PU06		EMPLOYMENT & FEE	APPLICATIONS
DATE ATTORNEY	DESCRIPTION	<u>HOURS</u>	AMOUNT
08/04/22 JSF	Examine Documents Review of June Statement for Filing	.20	188.00
08/26/22 JSF	Examine Documents Review of July Monthly Fee Statement	.20	188.00
08/26/22 JKH	Prepare Papers Prepare monthly statement	.60	207.00
TOTAL PHAS	SE PU06	1.00	\$583.00

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### OTTERBOURG P.C.

### 230 PARK AVENUE NEW YORK, NY 10169-0075

Client/Matter: 20186/0002

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October 11, 2022

BILL NO. 226336

Phase: PU08	LITIGATION: CO	ONTESTED MATTERS, AD	VERSARY
DATE ATTORNEY	DESCRIPTION	<u>HOURS</u>	INUOMA
08/03/22 MLC	Review Documents Review of motion to terminate preliminary injunction	1.10	1,617.00
08/04/22 RCY	Examine Documents Review and memo of Frederick Hill motion to terminate PI.	.80	560.00
08/17/22 JKH	Attendance at Hearing Listen-in on hearing re: late claims motions and motion to terminate temporary injunction (1.5) and prepare brief summary re: same (.4)	1.90	655.50
TOTAL PHAS	E PUO8	3.80	\$2,832.50
Phase: PU09	MEETINGS	& COMMUNICATIONS W/	AD HOC
DATE ATTORNEY	DESCRIPTION	<u>HOURS</u>	AMOUNT
08/18/22 RCY	Conference(s) w/ Client Participate on call with client and counsel re: strategic options and post- call summary to MLC	2.20	1,540.00

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### OTTERBOURG P.C.

### 230 PARK AVENUE New York, NY 10169-0075

Client/Matter:	20186/0002	October 11, 2022
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DATE ATTORNEY  08/23/22 MLC	DESCRIPTION  Conference call(s) Conference call with States leadership	HOURS .40	<u>AMOUNT</u> 588.00
08/30/22 MLC	<pre>in AHC Conference call(s) Conference call with state leadership</pre>	.60	882.00
08/31/22 JSF	Telephone Call(s) Participate in Videoconference with Working Group of AHC re: Strategic	1.50	1,410.00
08/31/22 MLC	Options Pending Circuit Court Ruling  Conference call(s)  Conference call with co-counsel and	1.00	1,470.00
	state leadership re: potential alternative paths	5.70	45,000,00
TOTAL PHAS		5.70 OR SERVICES	\$5,890.00 \$9,374.50
	TOTAL THIS	S STATEMENT	\$9,374.50